

# Memorandum



**Date:** June 17, 2014

**To:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

**Subject:** Resolution approving the Waiver of Plat of RMK PROPERTIES, LLC

Agenda Item No. 5(G)

## **Recommendation**

The following waiver of plat is hereby submitted for consideration by the Board of County Commissioners for approval. This plat is bounded on the north by NW 66 Street, on the east approximately 800 feet west of NW 74 Avenue, on the south approximately 650 feet north of NW 63 Street, and on the west by NW 77 Avenue. The Miami-Dade County Plat Committee, comprised of representatives from the Florida Department of Transportation, the Florida Department of Health, the Miami-Dade County School Board and Miami-Dade County Departments of Fire Rescue, Parks, Recreation and Open Spaces, Regulatory and Economic Resources (RER), Public Works and Waste Management (PWWM), and Water and Sewer, recommends approval of this waiver of plat.

## **Scope**

This waiver of plat is located within the boundaries of Commission District 12, Commissioner Jose "Pepe" Diaz.

## **Fiscal Impact/Funding Source**

There is no associated fiscal impact to Miami-Dade County with the approval of this waiver of plat; all improvements are in place.

## **Track Record/Monitor**

RER, Development Services Division administers the processing of plats and waivers of plat, and the person responsible for this function is Raul A. Pino, P. L. S.

## **Background**

RMK PROPERTIES, LLC (D-23420)

- Located in Section 14, Township 53 South, Range 40 East
- Zoning: IU-1
- Proposed Usage: Equipment rental facility
- Number of parcels: 1
- This plat meets concurrency

## **Plat Restrictions**

- Plat restrictions: none, waiver of plat.

## **Developer's Obligation**

- None, all improvements are in place.

A handwritten signature in black ink, appearing to read "Jack Osterholt", written over a horizontal line.

Jack Osterholt, Deputy Mayor



# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** June 17, 2014

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 5(G)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 5(G)  
6-17-14

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING THE WAIVER OF PLAT OF RMK PROPERTIES, LLC (D-23420), LOCATED IN THE SOUTHWEST 1/4 OF SECTION 14, TOWNSHIP 53 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY NW 66 STREET, ON THE EAST APPROXIMATELY 800 FEET WEST OF NW 74 AVENUE, ON THE SOUTH APPROXIMATELY 650 FEET NORTH OF NW 63 STREET, AND ON THE WEST BY NW 77 AVENUE).

**WHEREAS**, RMK Properties, LLC, a Florida limited liability company, has this day presented to this Board a waiver of plat of certain lands lying in Miami-Dade County, Florida, said waiver of plat of the property legally described as a portion of Tract 9 of "Amended Plat of Section 14, Township 53, Range 40", according to the plat thereof, as recorded in Plat Book 8, at Page 16, of the Public Records of Miami-Dade County, Florida, lying and being in the Southwest 1/4 of Section 14, Township 53 South, Range 40 East, Miami-Dade County, Florida, and it appears that all requirements of law concerning said waiver of plat insofar as the authority of this Board is concerned have been complied with,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that said waiver of plat is hereby approved; that the property has been found to be in compliance with Chapter 28, Subdivisions, of the Miami-Dade County Code; that approval of this waiver of plat is not a waiver of any zoning regulations and that the requirements of the zoning existing on this land at the time this Resolution is approved shall be enforced whether or not the parcel on this waiver of

plat conforms to those requirements; this approval is conditioned upon the proper execution of all documents required by the County Attorney's Office.

The foregoing resolution was offered by Commissioner ,  
who moved its adoption. The motion was seconded by Commissioner  
and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman  
Lynda Bell, Vice Chair

Bruno A. Barreiro  
Jose "Pepe" Diaz  
Sally A. Heyman  
Jean Monestime  
Sen. Javier D. Souto  
Juan C. Zapata

Esteban L. Bovo, Jr.  
Audrey M. Edmonson  
Barbara J. Jordan  
Dennis C. Moss  
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 17<sup>th</sup> day of June, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Lauren E. Morse



**DMK PROPERTIES, LLC (D-23420)**  
**SEC. 14, TWP. 53 S, R6E. 40 E**

